



THE STATE OF NEVADA
PERMIT TO CHANGE POINT OF DIVERSION,
MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED

Name of applicant: WASHOE COUNTY
Source: THOMAS CREEK
Basin: TRUCKEE MEADOWS
Manner of Use: STORAGE
Period of Use: January 1st to December 31st
Priority Date: 08/05/1859

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place and manner of use of a portion of the waters of the Truckee River as heretofore granted under Permit 41663, which changed the place and manner of use of a portion of Claim 720, Truckee River Decree, is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This primary permit is issued under the authority of NRS 533.440 (Secondary Applications are required for the use of the appropriated water) and is only a temporary allowance. The final water right obtained will be dependent upon the amount of water actually placed to beneficial use under the secondary permits. A totalizing meter must be installed at the discharge near the point of diversion and accurate measurements must be kept of storage water discharged. The State retains the right to regulate the use of water herein granted at any and all times.

A monitoring plan that shall include locations and types of measuring devices shall be submitted to and approved by the State Engineer and the Federal Water Master prior to any diversion of water under this permit.

A monthly report of the water diverted and placed into storage must be submitted to the State Engineer and Federal Water Master within fifteen (15) days after the end of each month.

This permit is issued subject to continuing jurisdiction and regulation by the Federal Water Master.

The point of diversion and place of use is as described under items 5 & 7 respectively on the submitted application to support this permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.65 cubic feet per second, but not to exceed 416.82 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

June 20, 2012

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

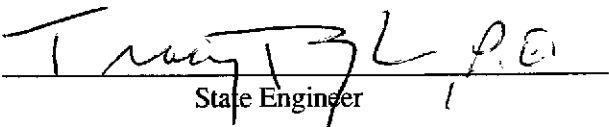
N/A

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 20th day of June, A.D. 2007


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

It

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUL 15 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUL 15 2004 under 71455

The applicant **Washoe County, a political subdivision of the State of Nevada** hereby makes application for permission to change the **Point of Diversion, Manner & Place of Use** of a portion of water heretofore appropriated under **Permit 41663**

1. The source of water is **Thomas Creek**
2. The amount of water to be changed **2.656 cfs not to exceed 416.82 acre-feet**
3. The water to be used for **Storage**
4. The water heretofore permitted for **Quasi-Municipal**
5. The water is to be diverted at the following point **NW¼ SE¼, Section 13, T.18N., R.19E., M.D.B.&M., or at a point from which the SE Corner of said Section 13 bears S. 45°14'54" E., a distance of 2,155.56 feet.**
6. The existing permitted point of diversion is located within **SE¼, SW¼, Section 7, T.18N., R.20E., M.D.B.&M. or at a point from which the center of Section 8, said Township and Range bears N. 70°30' E., a distance of 6550 feet (Refer to map filed under Permit 41661)**
7. Proposed place of use **On site storage associated with a surface water treatment plant located in the NE¼ SW¼ and NW¼ SW¼, Section 21, T.18N., R.20E., M.D.B.&M. Ultimate place of use to be determined by secondary applications. Refer to map filed under Application 70937 for proposed place of use.**
8. Existing place of use **See Attachment "A" and map filed under Permit 41661**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Diversion structure on Thomas Creek, then via proposed pipeline/ditch to the proposed place of use.**
12. Estimated cost of works **\$30,000,000.00**
13. Estimated time required to construct works **Five (5) Years**
14. Estimated time required to complete the application of water to beneficial use **Ten (10) years**
15. Remarks: **See attachment "B"**

By **Gregory M. Bilyeu**
s/ Gregory M. Bilyeu
500 Damonte Ranch Parkway, #1056
Reno, NV 89521

Compared sg/sam

Protested _____

ATTACHMENT "A"

<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.18N., R.20E., M.D.B. & M</u>
SE - NW		4	
SE - NE		4	
S 1/2		4	
E 1/2 - NE		5	
E 1/2 - SE		5	
SW - SE		5	
NW - SE		5	
NE 1/4		8	
N 1/2 - SE		8	
SW - SE		8	
SE - SW		8	
SE - SE		8	
NE - SW		8	
ENTIRE SECTION		9	
N 1/2		16	
NW - SE		16	
NE - SE		16	
NW - SW		16	
NW - NE		17	
NE - NE		17	
SE - NE		17	
SW - NE		17	
NE - SE		17	
SE - SE		17	
SW - SE		17	
NW - SE		17	
NW - SW		33	T.19N., R.20E., M.D.B. & M.

1

<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.19N., R.20E., M.D.B. & M.</u>
NE-SW		33	
SE-SW		33	
SW-SW		33	

Attachment "B"**15. Remarks**

This application to change is associated with Washoe County's South Truckee Meadows Surface Water Treatment Plant. The water rights being changed by this application originate from Claim 720 of the Truckee River Decree.

Upon permitting of this application, Washoe County will file Secondary Applications to place the stored water to beneficial use. Secondary applications will be filed for Municipal, Artificial Recharge & Recovery and Wildlife (in-stream flow) purposes. These secondary applications will provide the needed flexibility to Washoe County to beneficially use this water under all three or either one of the manners of use with the understanding that the total combined duty will not exceed that of the primary storage permit duty.

In reference to the in-stream flow/wildlife secondary applications contemplated in this project, Washoe County stipulates to notify the downstream parties, i.e., Pyramid Lake Paiute Tribe, T.C.I.D. and Churchill County, prior to filing of said secondary application.

The purpose of the notification is to seek consensus on the disposition of the water under the secondary applications once it reaches the main stem of the Truckee River, and the relative rights to this water at Derby Dam.

This application is being made for the benefit of Syncon Homes, current owner of these water rights. These water rights will be dedicated to Washoe County once this application is ready for action.